

1 RAYMOND M. BUDDIE (SBN 121353)
2 RICK W. GRADY (SBN 235976)
3 PECKAR & ABRAMSON, P.C.
4 455 Market Street, 21st Floor
5 San Francisco, CA 94105
6 Telephone: (415) 837-1968
7 Facsimile: (415) 837-1320
8 Email: rbuddie@pecklaw.com
9 rgrady@pecklaw.com

10 PATRICK HALLINAN (SBN 33838)
11 KENNETH WINE (SBN 142385)
12 LAW OFFICES OF HALLINAN & WINE
13 345 Franklin Street
14 San Francisco, CA 94102
15 Telephone: (415) 621-2400
16 Facsimile: (415) 575-9930
17 Email: butchhallinan@hotmail.com
18 kenwine@hotmail.com

19 Attorneys for AMERICAN CASUALTY COMPANY OF READING, PA; NATIONAL UNION
20 FIRE INSURANCE COMPANY OF PITTSBURGH, PA; DICK CORPORATION; THE
21 MORGANTI GROUP; and DICK/MORGANTI

22 UNITED STATES DISTRICT COURT

23 NORTHERN DISTRICT OF CALIFORNIA – SAN FRANCISCO DIVISION

24 UNITED STATES of AMERICA for the Use
25 and Benefit of WEBCOR CONSTRUCTION,
26 INC. dba WEBCOR BUILDERS, and
27 WEBCOR CONSTRUCTION, INC. dba
28 WEBCOR BUILDERS,

Plaintiffs,

vs.

DICK/MORGANTI, a joint venture; DICK
CORPORATION; THE MORGANTI
GROUP; AMERICAN CASUALTY
COMPANY OF READING, PA;
NATIONAL UNION FIRE INSURANCE
COMPANY OF PITTSBURGH, PA, and
DOES 1 through 10, inclusive,

Defendants.

AND ALL RELATED COUNTER-CLAIMS;
THIRD PARTY COMPLAINTS; and
CONSOLIDATED ACTION.

Case No.: 3:07-CV-02564-CRB

PROOF OF SERVICE

PROOF OF SERVICE

I am a resident of the State of California, over the age of eighteen years, and not a party to the within action. My business address is PECKAR & ABRAMSON, 455 Market Street, 21st Floor, San Francisco, California 94105. On March 28, 2008, I served the within documents:

1. **JOINT STIPULATION FOR CONTINUANCE OF HEARING ON MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM AND MOTION FOR A MORE DEFINITE STATEMENT; and**
2. **[PROPOSED] ORDER CONTINUING HEARING ON MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM AND MOTION FOR A MORE DEFINITE STATEMENT.**

☒ by sending the document(s) listed above via electronic transmission (e-mail) to the parties set forth below:

See Attached Service List

☒ by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at San Francisco, California at the address(es) set forth below.

Roger P. Heyman, Esq.
James K.T. Hunter
Heyman Densmore LLP
21550 Oxnard Street, Suite 450
Woodland Hills, CA 91367
Telephone: (818) 703-9494
Facsimile: (818) 703-9495
Email: heyman@hdlawllp.com
*Attorneys for Third Party Defendant,
Permasteelisa Cladding Technologies
L.P. and Permasteelisa Group USA
Holdings Corp.*

Ann Marie Nejasmich, Esq.
Marelich Mechanical Co., Inc.
24041 Amador Street
Hayward, CA 94544
Telephone: (510) 785-5500
Facsimile: (510) 576-1004
Email: a.nejasmich@marelich.com
*Attorney for Third Party Defendant
Marelich Mechanical Co., Inc.*

I am readily familiar with the firm's practice of collection and processing correspondence for mailing and Fed Ex. Under these practices it would be deposited with U.S. Postal Service or Fed Ex on that same day with postage thereon fully prepaid in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

☒ (Federal) I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

Executed on March 28, 2008, at San Francisco, California.

Marissa Y. Otellini

Printed Name

/s/ Marissa Y. Otellini

Signature Line

**United States of America for the Use and Benefit of Webcor Construction, Inc. dba
Webcor Builders, and Webcor Construction, Inc. dba Webcor Builders,**

v.

Dick/Morganti, et al

Northern District of California, Case No.: 3:07-CV-02564-CRB

Consolidated with: Case No: 3:07-CV-07-04180 EDL

Service List

John H. Blake, Esq.
Hannig Law Firm LLP
2991 El Camino Real
Redwood City, CA 94061
Telephone: (650) 482-3040
Facsimile: (650) 482-2820
Email: jhb@hanniglaw.com
**Attorney for Eggli Landscape Contractors,
Inc.**

Seth R. Price, Esq. (*Pro Hac Vice*)
Gina M. Vitiello, Esq. (*Pro Hac Vice*)
Chamberlain Hrdlicka White Williams &
Martin
191 Peachtree Street, N.E., 34th Floor
Atlanta, GA 30303
Telephone: (404) 659-1410
Facsimile: (404) 588-3421
Email: seth.price@chamberlain.com
Gina.vitiello@chamberlain.com
**Attorney for Third Party Defendant,
Marelich Mechanical Co., Inc.**

Steven L. Iriki, Esq.
Otis Canli & Duckworth, LLP
180 Montgomery Street, Suite 1240
San Francisco, CA 94104
Telephone: (415) 362-4442
Facsimile: (415) 362-7332
Email: sli@ocdlaw.com
**Attorney for Third Party Defendant,
Performance Contracting Group, Inc.**

Steven F. Brockhage, Esq.
Stanton Kay & Watson LLP
101 New Montgomery Street, 5th Floor
San Francisco, CA 94105
Telephone: (415) 512-3501
Email: stevenb@skwsf.com
**Attorney for Third Party Defendant,
Rosendin Electric, Inc.**

Richard T. Bowles
Kenneth G. Jones
Bowles & Verna LLP
2121 N. California Blvd., Suite 875
Walnut Creek, CA 94596
Telephone: (925) 935-3300
Facsimile: (925) 935-0371
Email: rbowles@bowlesverna.com
kjones@bowlesverna.com
**Attorneys for Plaintiff and Counter-
Defendant, Webcor Construction, Inc. dba
Webcor Builders**